

Message Text

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ORIGIN ARA-10

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DRAFTED BY ARA/AND/P:ASCFULLER:MMS

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S/P - LEINAUDI (INFO)

T - CEMAW (INFO)

ARA - HSHLAUDEMAN (INFO)

L/ARA - DGANTZ (INFO)

TREASURY - FMARESCA (INFO)

S/S - MR. ORTIZ

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P 172015Z AUG 76

FM SECSTATE WASHDC

TO AMEMBASSY LIMA PRIORITY

C O N F I D E N T I A L STATE 204344

E.O. 11652:GDS

TAGS: BDIS, EINV, EIND, EMIN, PFOR, PE

SUBJECT: FOREIGN MINISTER'S REPLY ON MARCONA CASE

REFERENCE: STATE 195786, LIMA 7246

THERE FOLLOWS TRANSLATION OF DE LA PUENTE REPLY DATED LIMA,
AUGUST 9, DELIVERED BY PERUVIAN EMBASSY HERE AUGUST 16:

1. DEAR CARL: I HAVE RECEIVED, WITH THE DATE 7 AUGUST AND
THROUGH THE CHARGE D'AFFAIRES OF THE US IN LIMA, THE KIND
COMMUNICATION YOU ADDRESSED TO ME IN WHICH YOU EXPRESS TO ME
YOUR GOOD WISHES ON MY ASSUMPTION OF THE FUNCTIONS OF
MINISTER OF FOREIGN RELATIONS. I AM VERY GRATEFUL FOR YOUR
CORDIAL EXPRESSIONS.

2. I WOULD LIKE TO REFER TO THE MATTERS WE HAVE OUTSTANDING
IN RELATION TO OUR PROBLEM OF MARCONA. THE PROBLEM OF THE
TAX STUDIES REGARDING MARCONA AND THE PERTINENT REGULATIONS
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WHICH MUST BE UNDERTAKEN IN ACCORDANCE WITH OUR LAWS HAS

BEEN DELAYED BY THE SLOWNESS WITH WHICH THE REPRESENTATIVES OF MARCONA HAVE ACTED ON THIS MATTER WHEN FACED WITH THE REQUESTS OF THE COMPETENT AUTHORITIES IN LIMA. MY IMPRESSION IS THAT THE REPRESENTATIVES OF MARCONA BELIEVE THAT THE EXISTENCE OF A POLITICAL NEGOTIATION BETWEEN OUR GOVERNMENTS FREES THEM FROM PARTICIPATING ACTIVELY IN THE ADMINISTRATIVE

STEPS WHICH MUST BE COMPLETED, AND THIS IS A MISTAKE BECAUSE THEY THEREBY CREATE DIFFICULTIES AND UNNECESSARILY DRAG OUT INTERNAL PROCEDURES WHICH ARE LEGALLY INEVITABLE WITHIN OUR SYSTEM, QUITE APART FROM ANY POLITICAL AGREEMENT WE MAY AGREE UPON, AND WHICH THEY FURTHERMORE CONTRIBUTE SUBSTANTIALLY TO JUSTIFY.

3. I MAINTAIN WHAT HAS BEEN SAID WITH REGARD TO OUR PROBABLY FINAL MEETING FOR THE LAST WEEK OF AUGUST AND ASSURE YOU THAT MY GOVERNMENT MAINTAINS ITS FULL DECISION TO ARRIVE TO A FINAL AGREEMENT ON THAT OCCASION. I DO TRUST THAT IN THE DAYS BEFORE OUR MEETING AND TAKING INTO ACCOUNT OUR LOYAL DETERMINATION TO REACH A DEFINITIVE SOLUTION AT THAT TIME, YOU ON YOUR PART WILL ALSO MAKE THE NECESSARY EFFORTS TO CONSIDER THE PROBLEMS WE DEALT WITH SPECIFICALLY AT THE TIME OF OUR PREVIOUS MEETING. IT GOES WITHOUT SAYING THAT AS CONCERNS THE SUMS ON WHICH WE HAVE YET TO REACH AGREEMENT, WE ARE KEEPING IN MIND SOME OF THE ALTERNATIVES YOU SUGGESTED.

4. I AM SENDING YOU THIS LETTER THROUGH OUR COMMON FRIEND GARCIA BEDOYA WHO IS IN ADDITION AT YOUR DISPOSAL FOR ANY ADDITIONAL CLARIFICATIONS.

5. LOOKING FORWARD TO MEETING VERY SOON IN LIMA I SEND YOU MY WARMEST GREETINGS. (SIGNED) JOSE.

KISSINGER

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